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*Attorneys for Defendants Jeffrey Lancaster, Reynold Theriault, &  
Policemen's Benevolent Association Mainland Local 77 (pleaded as  
"Mainland Local PBA 77")*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

CHRISTOPHER LEARY,	:	CIVIL ACTION NO.
	:	1:23-cv-04070-JHR-SAK
Plaintiff,	:	
	:	
vs.	:	
	:	
EGG HARBOR TOWNSHIP POLICE	:	
DEPARTMENT, THE TOWNSHIP OF EGG	:	
HARBOR, MAINLAND LOCAL PBA #77,	:	<b>ORDER DISMISSING PLAINTIFF'S</b>
NEW JERSEY STATE ASSOCIATION OF	:	<b>COMPLAINT PURSUANT TO</b>
CHIEFS OF POLICE, STATE OF NEW	:	<b><u>F.R.C.P. 12(b) (6)</u></b>
JERSEY, MICHAEL HUGHES,	:	
individually and acting under	:	
color of law, WILLIAM NALLY,	:	
individually and acting under	:	
color of law, JEFFREY LANCASTER,	:	
individually and acting under	:	
color of law, REYNOLD THERIAULT	:	
individually and acting under	:	
color of law, DONNA L MARKULIC,	:	
individually and acting under	:	
color of law, JOHN and JANE	:	
DOES 1-10, ABC CORPORATIONS,	:	
and XYZ STATE ENTITIES.	:	
	:	
Defendants.	:	
	:	

**THIS MATTER,** having come before the Court by Sciarra &  
Catrambone, LLC, attorneys for Defendants Jeffrey Lancaster,  
Reynold Theriault, & Policemen's Benevolent Association Mainland

Local 77 (pleaded as "Mainland Local PBA 77") by way of motion in lieu of answer to dismiss Plaintiff's Complaint for failure to state a claim pursuant Federal Rule of Civil Procedure 12(b)(6), and this Court having considered the papers submitted herewith and arguments of counsel, and for good cause having been shown,

**IT IS ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_;**

**ORDERED** that Defendants' motion to dismiss Plaintiff's Complaint for failure to state a claim is hereby **granted**; and it is further

**ORDERED** that Plaintiff's Complaint is hereby **dismissed** as to Defendants Jeffrey Lancaster, Reynold Theriault, & Policemen's Benevolent Association Mainland Local 77 (pleaded as "Mainland Local PBA 77").

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**Hon. Joseph H. Rodriguez, U.S.D.J.**